

UNITED STATES DISTRICT COURT

for the

Western District of Michigan

Robert Milton Salewsky

v.

Trooper Daniel Bartell

Case No.: 2:11-cv-00281

BILL OF COSTS

Judgment having been entered in the above entitled action on 5/21/2013 against Daniel Bartell,
Date
 the Clerk is requested to tax the following as costs:

Fees of the Clerk	\$ <u>350.00</u>
Fees for service of summons and subpoena	<u>51.42</u>
Fees for printed or electronically recorded transcripts necessarily obtained for use in the case	<u>1,256.75</u>
Fees and disbursements for printing	
Fees for witnesses (itemize on page two)	<u>1,114.06</u>
Fees for exemplification and the costs of making copies of any materials where the copies are necessarily obtained for use in the case.	
Docket fees under 28 U.S.C. 1923	
Costs as shown on Mandate of Court of Appeals	
Compensation of court-appointed experts	
Compensation of interpreters and costs of special interpretation services under 28 U.S.C. 1828	
Other costs (please itemize)	
TOTAL	\$ <u>2,772.23</u>

SPECIAL NOTE: Attach to your bill an itemization and documentation for requested costs in all categories.

Declaration

I declare under penalty of perjury that the foregoing costs are correct and were necessarily incurred in this action and that the services for which fees have been charged were actually and necessarily performed. A copy of this bill has been served on all parties in the following manner:



Electronic service



First class mail, postage prepaid



Other:

s/ Attorney: Racine MillerName of Attorney: Racine Miller

For: Robert Salewsky
Name of Claiming Party

Date: 5/29/2013

Taxation of Costs

Costs are taxed in the amount of _____ and included in the judgment.

Clerk of Court

By: _____

Deputy Clerk

Date

AO 133 (Rev. 12/09) Bill of Costs

UNITED STATES DISTRICT COURT

Witness Fees (computation, cf. 28 U.S.C. 1821 for statutory fees)

NAME, CITY AND STATE OF RESIDENCE	ATTENDANCE		SUBSISTENCE		MILEAGE		Total Cost Each Witness
	Days	Total Cost	Days	Total Cost	Miles	Total Cost	
Audrey Kitzinger, Menominee, MI	1	40.00			228	128.64	\$168.64
Anthony Makowsky, Marinette, WI	1	40.00			245	138.47	\$178.47
Doug Short, Menominee, MI	1	40.00			229	129.46	\$169.46
Randy Nicoli, Menominee, MI	1	40.00			241	136.03	\$176.03
Marlene Seid, DePere, WI	1	40.00			365	206.07	\$246.07
Scotty Husbeck, Menominee, MI	1	40.00			240	135.39	\$175.39
					TOTAL		\$1,114.06

NOTICE

Section 1924, Title 28, U.S. Code (effective September 1, 1948) provides:

“Sec. 1924. Verification of bill of costs.”

“Before any bill of costs is taxed, the party claiming any item of cost or disbursement shall attach thereto an affidavit, made by himself or by his duly authorized attorney or agent having knowledge of the facts, that such item is correct and has been necessarily incurred in the case and that the services for which fees have been charged were actually and necessarily performed.”

See also Section 1920 of Title 28, which reads in part as follows:

“A bill of costs shall be filed in the case and, upon allowance, included in the judgment or decree.”

The Federal Rules of Civil Procedure contain the following provisions:**RULE 54(d)(1)****Costs Other than Attorneys' Fees.**

Unless a federal statute, these rules, or a court order provides otherwise, costs — other than attorney's fees — should be allowed to the prevailing party. But costs against the United States, its officers, and its agencies may be imposed only to the extent allowed by law. The clerk may tax costs on 14 day's notice. On motion served within the next 7 days, the court may review the clerk's action.

RULE 6**(d) Additional Time After Certain Kinds of Service.**

When a party may or must act within a specified time after service and service is made under Rule 5(b)(2)(C), (D), (E), or (F), 3 days are added after the period would otherwise expire under Rule 6(a).

RULE 58(e)**Cost or Fee Awards:**

Ordinarily, the entry of judgment may not be delayed, nor the time for appeal extended, in order to tax costs or award fees. But if a timely motion for attorney's fees is made under Rule 54(d)(2), the court may act before a notice of appeal has been filed and become effective to order that the motion have the same effect under Federal Rule of Appellate Procedure 4(a)(4) as a timely motion under Rule 59.

7/27/2011	Complaint	1	350	350.00
	Fees of the Clerk			350.00
7/27/2011	Certified Mail, Return Receipt Summons on Bartell, Olson	2	8.39	16.78
	Witness Trial Subpoena, Husbeck	1	3.76	3.76
	Witness Trial Subpoena, Kitzinger	1	3.56	3.56
	Witness Trial Subpoena, Lacombe	1	3.96	3.96
	Witness Trial Subpoena, Makowski	1	3.96	3.96
	Witness Trial Subpoena, Nerat	1	3.76	3.76
	Witness Trial Subpoena, Nicol	1	3.96	3.96
	Witness Trial Subpoena, Paris	1	3.96	3.96
	Witness Trial Subpoena, Seid	1	3.96	3.96
	Witness Trial Subpoena, Short	1	3.76	3.76
	Fees for service of summons and subpoena			51.42
6/19/2012	Dep transcripts; Bartell, Olson, Foster	1	442.25	442.25
6/18/2012	Dep transcripts; Seid, Nicoll, Lacombe, Salewsky	1	814.5	814.50
	Used at trial and in Dkt 26, Response to Motion for Summary Judgment			
	Fees for transcripts obtained for use in the case			1256.75
5/20/2013	Witness Fee Audrey Kitzinger	1	168.64	168.64
5/20/2013	Witness Fee Anthony Makowski	1	178.47	178.47
5/20/2013	Witness Fee Doug Short	1	169.46	169.46
5/20/2013	Witness Fee Randy Nicoll	1	176.63	176.03
5/20/2013	Witness Fee Marlene Seid	1	246.07	246.07
5/20/2013	Witness Fee Scotty Husbeck	1	175.39	175.39
				1114.06

HECKAMAN & NARDONE

HECKAMAN & NARDONE, INC.

Certified Shorthand Reporters

P.O. Box 27603

Lansing, MI 48909

(517)349-0847

heckaman@live.com

Invoice

Date	Invoice #
07/15/2012	24052
Terms	Due Date
Net 30	08/14/2012

Bill To

Racine Miller, J.D.
 We Fight the Law, PC
 17600 Northland Park Court, Ste 201
 Southfield, MI 48075

Reporter

Mindy

Activity

- Original & One Copy of the Deposition Transcripts of: Troopers Bartell & Olson
 - Copy of the Deposition Transcription of: Brooke Foster
- In the matter of Robert Salewsky v Olson, et al.
 Date taken: June 19, 2012

Total**\$442.25**

THANK YOU

HECKAMAN & NARDONE

HECKAMAN & NARDONE, INC.

Certified Shorthand Reporters

P.O. Box 27603

Lansing, MI 48909

(517)349-0847

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Racine Miller, J.D.
 We Fight the Law, PC
 17600 Northland Park Court, Ste 201
 Southfield, MI 48075

			Reporter
			Mindy
Activity	Quantity	Rate	Amount
• Copy of the Deposition Transcriptions of: Robert Salewsky, Marlene Seid, Randy Nicoll & Tom LaCombe In the matter of Robert Salewsky v Olson, et al. Date taken: June 18, 2012	342	2.25	769.50
	4	0.25	1.00
	1	20.00	20.00
	6	4.00	24.00
Total			\$814.50

THANK YOU

PAID

WE FIGHT THE LAW, PLLC P72612

1199

OPERATING ACCOUNT

17600 NORTHLAND PARK CT STE 210

SOUTHFIELD, MI 48075

PH: 248-443-9030

FAX: 248-443-9031

74-347-724

PAY
TO THE
ORDER OF

DATE

5-20-13

Anthony Makovsky

\$

One Hundred Seventy Eight & 17/100

DOLLARS

17847



FOR

Titled

NOT NEGOTIABLE

WE FIGHT THE LAW, PLLC P72612

1200

OPERATING ACCOUNT

17600 NORTHLAND PARK CT STE 210

SOUTHFIELD, MI 48075

PH: 248-443-9030

FAX: 248-443-9031

74-347-724

PAY
TO THE
ORDER OF

DATE

5-20-13

Daisy Short

\$

One Hundred Sixty Nine & 10/100

DOLLARS


16946



FOR

Titled

NOT NEGOTIABLE

WE FIGHT THE LAW, PLLC P72812		1195
OPERATING ACCOUNT		
17600 NORTHLAND PARK CT STE 210		
SOUTHFIELD, MI 48076		
PH: 248-443-9030		
FAX: 248-443-9031		
DATE <u>5-28-13</u>		74-347-724
PAY TO THE ORDER OF <u>Andrew Kitzinger</u>		\$ <u>100.00</u>
<u>One Hundred & 00/100</u>		DOLLARS
 Huntington		
FOR <u>[Signature]</u>	<u>[Signature]</u>	

WE FIGHT THE LAW, PLLC P72612
 OPERATING ACCOUNT
 17600 NORTHLAND PARK CT STE 210
 SOUTHFIELD, MI 48075
 PH: 248-443-9030
 FAX: 248-443-9031

1202

74-347-724

PAY
 TO THE
 ORDER OF

DATE 5-20-13

\$

175⁰⁰

DOLLARS



FOR

NOT NEGOTIABLE

WE FIGHT THE LAW, PLLC P72612
 OPERATING ACCOUNT
 17600 NORTHLAND PARK CT STE 210
 SOUTHFIELD, MI 48075
 PH: 248-443-9030
 FAX: 248-443-9031

1203

74-347-724

PAY
 TO THE
 ORDER OF

DATE 5-20-13

\$

246⁰⁰

DOLLARS



FOR

NOT NEGOTIABLE

WE FIGHT THE LAW, PLLC P72612
 OPERATING ACCOUNT
 17600 NORTHLAND PARK CT STE 210
 SOUTHFIELD, MI 48075
 PH: 248-443-9030
 FAX: 248-443-9031

1204

74-347-724

PAY
 TO THE
 ORDER OF

DATE 5-21-13

\$

175⁰⁰

DOLLARS



FOR

NOT NEGOTIABLE